

A-11 (rev. 5/00)

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USCA DOCKET # (IF KNOWN)

**UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT**  
**CIVIL APPEALS DOCKETING STATEMENT**  
 PLEASE ATTACH ADDITIONAL PAGES IF NECESSARY.

<b>TITLE IN FULL:</b> Michael Grunert, Mori Jones, Paul Johnson, Andy Shangin, Harvey Kalmakoff, Clement Shangin, Marvin Yagi, John Jones, Frank Grunert, Clemens Grunert, Andy Stepanoff, Alec Brandal, and Ernie Carlson, Appellants v. McKie Campbell, Commissioner of the Fisheries, and Alaska Department of Fish & Game, in his individual capacity, Appellee.	DISTRICT: ALASKA		JUDGE: Timothy M. Burgess
	DISTRICT COURT NUMBER: 3:05-cv-00128-TMB		
	DATE NOTICE OF APPEAL FILED: 8/17/2006	IS THIS A CROSS-APPEAL? <input checked="" type="checkbox"/> YES	
IF THIS MATTER HAS BEEN BEFORE THIS COURT PREVIOUSLY, PLEASE PROVIDE THE DOCKET NUMBER AND CITATION (IF ANY):			
<b>BRIEF DESCRIPTION OF NATURE OF ACTION AND RESULT BELOW:</b>			
<b>PRINCIPAL ISSUES PROPOSED TO BE RAISED ON APPEAL:</b> Whether trial judge abused his discretion in refusing to allow plaintiffs to file second amended complaint.			
<b>PLEASE IDENTIFY ANY OTHER LEGAL PROCEEDING THAT MAY HAVE A BEARING ON THIS CASE (INCLUDE PENDING DISTRICT COURT POST-JUDGMENT MOTIONS):</b> NONE			
<b>DOES THIS APPEAL INVOLVE ANY OF THE FOLLOWING:</b> Possibility of settlement - No <input type="checkbox"/> Likelihood that intervening precedent will control outcome of appeal - No <input type="checkbox"/> Likelihood of a motion to expedite or to stay the appeal, or other procedural matters (Specify) <u>No</u> <input type="checkbox"/> Any other information relevant to the inclusion of this case in the Mediation Program <u>No</u> <input type="checkbox"/> Possibility parties would stipulate to binding award by Appellate Commissioner in lieu of submission to judges			

LOWER COURT INFORMATION		Page 2 of 2	
JURISDICTION		DISTRICT COURT DISPOSITION	
FEDERAL	APPELLATE	TYPE OF JUDGMENT/ ORDER APPEALED	RELIEF
<input checked="" type="checkbox"/> Federal Question <input type="checkbox"/> Diversity <input checked="" type="checkbox"/> Other (Specify): Civil Rights Violations	<input checked="" type="checkbox"/> Final Decision of District Court <input type="checkbox"/> Interlocutory Decision <input type="checkbox"/> Appealable As of Right <input type="checkbox"/> Interlocutory Order <input type="checkbox"/> Certified by District Judge (Specify): <input type="checkbox"/> Other (Specify):	<input type="checkbox"/> Default Judgment <input type="checkbox"/> Dismissal/jurisdiction <input type="checkbox"/> Dismissal/merits <input type="checkbox"/> Summary Judgment <input checked="" type="checkbox"/> Judgment/court Decision <input type="checkbox"/> Judgment/jury Verdict <input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Judgment as a Matter of Law <input type="checkbox"/> Other (Specify):	<input checked="" type="checkbox"/> Damages: Sought \$ Unspecified Awarded \$ -0- <input type="checkbox"/> Injunctions: <input type="checkbox"/> Preliminary <input type="checkbox"/> Permanent <input type="checkbox"/> Granted <input type="checkbox"/> Denied  <input checked="" type="checkbox"/> Attorney Fees: Sought \$ Unspecified Awarded \$ -0- <input type="checkbox"/> Pending <input checked="" type="checkbox"/> Costs: \$ Unspecified
<b>CERTIFICATION OF COUNSEL</b>			
<b>I CERTIFY THAT:</b> 1. Copies of Order/Judgment Appealed Form Are Attached. 2. A Current Service List or Representation Statement With Telephone and Fax Numbers Are Attached (See 9th Cir. Rule 3-2). 3. A Copy of This Civil Appeals Docketing Statement Was Served in Compliance with FRAP 25. – <b>by electronic service</b> 4. I Understand That Failure to Comply With These Filing Requirements May Result in Sanctions, Including Dismissal of This Appeal.			
/s/Arthur S. Robinson Signature		August 17, 2006 Date	
<b>COUNSEL WHO COMPLETED THIS FORM</b>			
NAME: Arthur S. Robinson			
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<b>x This Document Should Be Filed in The District Court With The Notice of Appeal x</b> <b>x If Filed Late, it Should Be Filed Directly With the U.S. Court of Appeals x</b>			